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Intellectual Property Law

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TO: Examiner Thomas Stevens
FIRM: PTO
FACSIMILE NO.: (703) 305-0040
OUR REF.: LINDLA.002A
YOUR REF.: 09/641,591
FROM: Arthur S. Rose/Amy C. Christensen
OPERATOR: Cheryl Parker NO. OF PAGES: 3 (incl. cover sheet)
DATE: December 16, 2004 TIME:

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OPERATOR PHONE No.: (949) 760-0404

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MESSAGE: Attached please find our completed Interview Request Form. Please note that we have provided a proposed date and time for the telephone interview, but would be glad to reset the date and/or time if another date and/or time is more convenient for you.

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121404San Diego
619.235.0000San Francisco
415.754.4444Los Angeles
310.551.2150Riverside
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PTOL-413A (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
US P US D P R N F R

Applicant Initiated Interview Request Form

Application No.: 09/641,591 First Named Applicant: Philip Rosedale
Examiner: Thomas Stevens Art Unit: 2123 Status of Application: Pending - 1st OA

Tentative Participants:

(1) Examiner Stevens (2) Arthur S. Rose
(3) Amy C. Christensen (4) _____

Proposed Date of Interview: 12/16/04 Proposed Time: 2:00 (AM/PM) EST

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rej. 112</u>	<u>23-41</u>	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>Rej. 112</u>	<u>15, 23, 30, 45</u>	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) <u>Rej. 102(e)</u>	<u>6</u>	<u>Watanabe</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) <u>Rej. 102(e)</u>	<u>15</u>	<u>Tremblay</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

See attached

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Typed/Printed Name of Applicant or Representative

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0100 and select option 7.

Brief Description of Topics for Discussion:

I. We need some help to understand the reasons and legal basis for following formal objections and rejections:

- (1) IDS - Objection based on lack of a publication date.
- (2) "SIGNAL GENERATORS" AND "PASSIVE FEEDBACK NETWORKS/FUNCTION" - 112 1st paragraph rejection based on statement that signal generators and passive feedback networks/function "are significant integral tools of the invention worth detailing (i.e. claims 11 and 26)."
- (3) "SUBSTANTIALLY" AND "ADAPTED" - 112 2nd paragraph rejection based on statement that the Examiner is unclear in what context the words "substantially and adapted" are used within the body of the claims (i.e. claims 4,11,30,35 and 43)
- (4) ADDITION OF "OR PASSIVE" BASED ON ORIGINAL DISCLOSURE
- A "no new matter" objection to addition of one word into the specification based on original disclosure.

II. We need some help understanding how the Examiner is intending to apply the prior art to the claims.

- (1) SEAT SENSOR AND IMMOBILIZATION - Discussion of the claimed immobilizing feature and comparison with prior art relied upon by the Examiner.